

**BY AUTHORITY**

ORDINANCE NO.  
SERIES OF 2021

COUNCIL BILL NO. CB21-1145  
COMMITTEE OF REFERENCE:  
Finance & Governance

**A BILL**

**For an ordinance amending Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, to allocate spending in the American Rescue Plan Act Grant Fund to support premium pay for eligible City employees.**

**WHEREAS**, Ordinance No. 591, Series of 2021, established the American Rescue Plan Act (ARPA) Grant Fund, Fund No. 11011, and accepted the Coronavirus Local Fiscal Recovery Fund award agreement with the US Department of Treasury; and

**WHEREAS**, Ordinance No. 591 accepted the full \$308,048,870 identified in the award agreement, and included provisions requiring that City Council approve any spending in the fund through amendments to said Ordinance; and

**WHEREAS**, Ordinance No. 706, Series of 2021, amended Ordinance No. 591, Series of 2021, by adding a section to authorize an initial amount of spending in the Fund, specific to the "Revenue Loss" category, identified as an allowable expense in the ARPA guidance; and

**WHEREAS**, the American Rescue Plan Act allows for the use of funds to provide Premium Pay to employees whose required duties involved regular in-person interactions and/or regular physical handling of items that were also handled by others due to the possible COVID-19 exposure; and

**WHEREAS**, between March and December of 2020, before the widespread availability of vaccines, career service and uniformed City and County of Denver employees routinely risked exposure to COVID-19 to ensure the delivery of critical services to residents; and

**WHEREAS**, the City wishes to authorize an allocation in the ARPA Grant Fund to provide a Premium Pay benefit for eligible employees;

**NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

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**Section 1.** Section 6 of Ordinance No. 591, Series of 2021, previously amended by Ordinance 706, Series of 2021, is amended to read as follows:

“That it be and is hereby found and determined that the initial 2021 allocation for the Revenue Loss and the Premium Pay spend categories, as defined in ARPA guidance, are as follows:

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Amount</u>
11011	American Rescue Plan Act- Revenue Loss	\$46,208,643
11011	American Rescue Plan Act – Premium Pay	\$8,800,000
11011	American Rescue Plan Act – Unallocated	\$253,040,227

The foregoing Revenue Loss allocation supports the cost of furlough restoration for all City employees, the cost of restoring some services that were reduced in 2021 to balance the budget as a result of revenue loss from COVID-19, and the cost of addressing certain operational backlogs that arose as resources were reduced or diverted due to the pandemic. The foregoing Premium Pay allocation supports payments to City employees whose regular, required duties from March to December of 2020 put them at risk of COVID-19 exposure.”

**Section 2.** The Chief Financial Officer of the City and County of Denver is hereby authorized and directed to make such book and record entries and to do such other things as may be necessary to accomplish the purposes of this Ordinance.

[Signature page follows].

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2 COMMITTEE APPROVAL DATE: October 5, 2021

3 MAYOR-COUNCIL DATE: October 12, 2021

4 PASSED BY THE COUNCIL: \_\_\_\_\_

5 \_\_\_\_\_ - PRESIDENT

6 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

7 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
8 EX-OFFICIO CLERK OF THE  
9 CITY AND COUNTY OF DENVER

10 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

11 PREPARED BY: Rachel Bardin, Budget and Management Office      DATE: October 14, 2021

12 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the Office of the  
13 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
14 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
15 3.2.6 of the Charter.

16 Kristin M. Bronson, Denver City Attorney

17 BY: \_\_\_\_\_, Assistant City Attorney      DATE: \_\_\_\_\_